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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/698,851
		Filing Date	10/31/03
		First Named Inventor	Surya Varanasi, et al.
		Art Unit	2633
		Examiner Name	Not Assigned Yet
Total Number of Pages in This Submission		Attorney Docket Number	003.P002

### ENCLOSURES (Check all that apply)

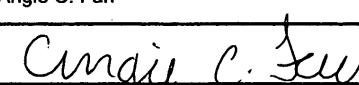
<input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):  <table border="1"><tr><td>Remarks</td></tr><tr><td>-Copies of 3 Cited References -Credit Card Payment Form</td></tr></table>	Remarks	-Copies of 3 Cited References -Credit Card Payment Form
Remarks				
-Copies of 3 Cited References -Credit Card Payment Form				

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Berkeley Law and Technology Group 680 NW Altilishin Place Beaverton, OR 97006
Signature	
Date	4/8/04

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Angie C. Farr		
Signature		Date	4/8/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** **( \$ )**

**Complete if Known**

Application Number	10/698,851
Filing Date	10/31/03
First Named Inventor	Surya Varanasi, et al.
Examiner Name	Not Assigned Yet
Art Unit	2633
Attorney Docket No.	003.P002

**METHOD OF PAYMENT (check all that apply)**

Check  Credit card  Money Order  Other  None

**Deposit Account:**

Deposit Account Number   
Deposit Account Name

**The Director is authorized to: (check all that apply)**

Charge fee(s) indicated below  Credit any overpayments  
 Charge any additional fee(s) or any underpayment of fee(s)  
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
<b>SUBTOTAL (1) ( \$ )</b>					

**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Independent Claims	Multiple Dependent	Extra Claims below	Fee from below	Fee Paid
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/> -20** = <input type="text"/>	<input type="text"/> X <input type="text"/>	<input type="text"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/> - 3** = <input type="text"/>	<input type="text"/> X <input type="text"/>	<input type="text"/>
					<input type="text"/>

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
<b>SUBTOTAL (2) ( \$ )</b>		

\*\*or number previously paid, if greater; For Reissues, see above

**3. ADDITIONAL FEES****Large Entity** **Small Entity**

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 950	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1255 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,510	1451 1,510	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 665	Petition to revive - unintentional			
1501 1,330	2501 665	Utility issue fee (or reissue)			
1502 480	2502 240	Design issue fee			
1503 640	2503 320	Plant issue fee			
1460 130	1460 130	Petitions to the Commissioner			
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 180	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			

Other fee (specify) \_\_\_\_\_

\*Reduced by Basic Filing Fee Paid

**SUBTOTAL (3) ( \$ )**

(Complete if applicable)

Name (Print/Type)	Howard A. Skaist	Registration No. (Attorney/Agent)	36,008	Telephone	503-629-7477
Signature				Date	4/8/04

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Attorney's Docket No. 003.P002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: )  
Surya Varanasi, et al. )  
Application No.: 10/698,851 )  
Filed: October 31, 2003 )  
For: FRAME TRAFFIC BALANCING )  
ACROSS TRUNK GROUPS )  
\_\_\_\_\_  
)

Examiner: Not Assigned

Art Unit: 2633

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1460

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Sir:

In accordance with the duty of disclosure, enclosed is a copy of Information Disclosure Statement by Applicant (form PTO/SB/08B), which is being submitted before the mailing of the First Office Action. It is respectfully requested that the cited references be considered and that the enclosed copy of PTO/SB/08B be initialed by the Examiner to indicate such consideration and a copy thereof returned to applicant(s).

The submission of this Information Disclosure Statement is not to be construed as a representation that a search has been made in the subject application and is not to be construed as an admission that the information cited in this statement is material to patentability.

This Information Disclosure Statement is being submitted pursuant to 37 C.F.R. 1.97(b). Applicants believe that no additional fees are required for this Information Disclosure Statement. However, if any additional fees are required in connection with this Information Disclosure Statement the commissioner is hereby authorized to charge such fees to our credit card. A credit card payment form is enclosed for this purpose.

Respectfully submitted,

BERKELEY LAW AND TECHNOLOGY GROUP

Dated: 4/8/04

  
Howard A. Skaist Reg. No. 36,008

Berkeley Law and Technology Group  
680 NW Altishin Place  
Beaverton, OR 97006  
(503) 629-7477

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payment.



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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet

1

of

1

Complete if Known	
Application Number	10/698,851
Filing Date	October 31, 2003
First Named Inventor	Surya Varanasi
Art Unit	2633
Examiner Name	Not yet assigned
Attorney Docket Number	003.P002

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	1	LINK TRUNKING AND MEASURING LINK LATENCY IN FIBRE CHANNEL FABRIC, Inventors: David C. Banks, et al., Application No: 10/135,615, Filed: 4/30/02, 39 Pgs.	
	2	LOAD BANLANCING IN A NETWORK COMPRISING COMMUNICATION PATHS HAVING DIFFERENT BANDWIDTHS, Application No: 10/208,969, Filed: 7/31/02, 24 Pgs.	
	3	DYNAMIC PATH SELECTION WITH IN-ORDER DELIVERY WITHIN SEQUENCE IN A COMMUNICATION NETWORK, Application No: 10/059,760, Filed: 1/29/02, 46 Pgs.	

Examiner Signature	Date Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Applicant's unique citation designation number (optional). 2 Applicant is to place a check mark here if English language Translation is attached.  
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